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7 AVIS RENT A CAR SYSTEMS, LLC and
PV HOLDING CORPORATION
8

9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA
11

12 REBECCA LEMPERLE, individually,

CASE NO.:

13 Plaintiff,

14 vs.
15

16 VINCENT TJOTA, individually; AVIS
RENT A CAR SYSTEMS, LLC, a foreign
limited liability company; PV HOLDING
17 CORP., a foreign corporation; DOES I-X,
and ROE CORPORATIONS I-X, inclusive,

18 Defendants.
19

20 NOTICE OF REMOVAL OF ACTION (DIVERSITY)
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22 COME NOW, Defendants, AVIS RENT A CAR SYSTEMS, LLC and PV HOLDING
CORPORATION ("Defendants"), by and through their counsel of record, Josh Cole
23 Aicklen, Esq. and Stephen L. Titzer, Esq. of LEWIS BRISBOIS BISGAARD & SMITH LLP,
24 and hereby remove the State Court action described below to Federal Court and in
25 support state as follows:
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27 1. On October 20, 2017, an action was commenced in the Eighth Judicial
District Court, Clark County, State of Nevada, entitled Rebecca Lemperle v. Vincent
28

1 Tjota, et al., Case No. A-17-763465-C (“State Court Action”). A copy of the Complaint,
2 Summons, Notices of Service of Process, and Affidavit of Service (“State Court
3 Complaint”) are attached hereto and marked as Exhibit A, B, C, D, E and F, constituting
4 all of the papers and pleadings served on Defendants.

5 2. On January 17, 2018 and January 19, 2018, respectively, the Summons
6 and Complaint were served on two of the Defendants, Defendant AVIS RENT A CAR
7 SYSTEMS, LLC and Defendant PV HOLDINGS CORP.

8 3. This notice is filed timely pursuant to 28 U.S.C. §1446(b). Thirty days have
9 not elapsed since the case became removable.

10 4. This is a civil action of which this Court has original jurisdiction under 28
11 U.S.C. §1332, as there is complete diversity between the parties and I am informed and
12 believe that more than \$75,000.00 is in controversy, exclusive of interest and costs.
13 Plaintiff alleges that as a result of the subject accident, she has in excess of \$256,000.00
14 in claimed medical specials, not including her claims for pain and suffering, lost wages
15 and loss of future earning capacity. Accordingly, pursuant to 28 U.S.C. §1441,
16 Defendants are entitled to remove this action to this court.

17 5 This case arises out of a negligence claim, and I am informed and believe
18 that Plaintiff seeks to recover in excess of \$75,000.00, exclusive of interest and costs
19 based on a demand made by Plaintiff well in excess of \$75,000.00.

20 6. Plaintiff REBECCA LEMPERLE is a citizen of Nevada.

21 7. Defendant AVIS RENT A CAR SYSTEMS, LLC is and was at the time this
22 action commenced a Delaware corporation, with its principal place of business in New
23 Jersey.

24 8. Defendant PV HOLDINGS CORP. is and was at the time this action
25 commenced a Delaware corporation, with its principal place of business in New Jersey.

26 9. Defendant VINCENT TJOTA is a resident of Singapore.

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10. This is a civil action of which this Court has original jurisdiction under 28 U.S.C. § 1332, and is one which may be removed to this Court by Defendants pursuant to the provisions of 28 U.S.C. § 1441 (b).

11. The action in the state court was not commenced more than one year before the date of this removal.

12. A true and correct copy of this Notice of Removal will be filed with the Clerk for the Eighth Judicial District Court, Clark County, Nevada.

13. There are no other known and served Defendants who did not join in the removal of this action.

Based on the foregoing, Defendants remove this action, which is currently pending in the Eighth Judicial District Court, Clark County, Nevada as Case No. A-17-763465-C, to Federal Court.

DATED this 5th day of February, 2018.

Respectfully Submitted,

LEWIS BRISBOIS BISGAARD & SMITH LLP

By

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PV HOLDING CORPORATION

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of February 2018, a true and correct copy of the foregoing NOTICE OF REMOVAL OF ACTION (DIVERSITY) was served via electronic service by the U.S. District Court CM/ECF system to the parties with an email-address on record, as follows:

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By



An Employee of
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